

OFFICIAL WARNING



VIOLATION OF FEDERAL REGULATIONS

CASE NO.

OH10060

VIOLATOR

Customer # 2571

Certificate # 31-A-0061

Harvey Burkholder

ADDRESS (Street, City, State, Zip Code)

2038 Noble Road

Shiloh, OH 44878

The Department of Agriculture has evidence that on or about **September 26, 2011 - May 31, 2011 - April 21, 2011 - March 30, 2011 - June 29, 2010** you or your organization committed the following violation of Federal Regulations:

9 CFR, SECTION

Failure to

2.40 (a)

- Have an attending veterinarian to provide adequate veterinary care to its animals.

(**Dog with microchip #012-286-823 was observed sitting in the back of the cage holding it's mouth in an odd position. After closer examination, the lower teeth were very loose and able to be moved back and forth by the inspector's fingers.

**Several dogs seen by a veterinarian scored a grade 5 out of 5 for dental disease.

**Licensees do not have an adequate plan to identify dogs with dental issues breed by breed.)

2.40 (b)(1)

- Establish and maintain adequate veterinary care programs that include availability of appropriate facilities, personnel, equipment, and services.

(**A bottle of gentamicin injectable antibiotic lot# 0/0020 has an expiration date of February 2009.

**A bottle of amoxicillin tablets lot# T70006 has an expiration date of December 2008.)

2.40 (b)(2)

- Establish and maintain adequate veterinary care that includes the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care.

(**Female microchip ID# 087257381 has an approximate 1 - 2 inch area of matted hair on lower neck.

**Multiple dogs in the facility including ID# 344, 366 and 297 have excessively long nails.)

3.3 (e)(1)(iii)

- Make all walls, boxes, houses, dens and other surfaces in contact with animals impervious to moisture.

(**The wooden frame in the adult area has heavy accumulation of organic material.

**The wooden frame appears to be rotting and urine soaked.

**The exposure and buildup of wood makes it difficult to be properly cleaned and sanitized.)

9 CFR, SECTION**Failure to****3.6 (a)(2)(i)**

- Construct and maintain primary enclosures so they have no sharp points or edges that could injure dogs.

(**Pen 69 has sharp points from the broken cage mesh.

**Pen 29 has sharp points from broken cage mesh.)

3.10

- Keep water receptacles clean and sanitized in accordance with Sec. 3.11(b).

(**Several lixits have heavy mineral deposit accumulation and organic material buildup.

**Several pipes leading from the ceiling to the lixits have heavy accumulation of dust, dirt, fly matter and organic material buildup.)

3.11 (a)

- Remove excreta and food waste from primary enclosures daily, and clean as often as necessary under primary enclosures to prevent excessive accumulation of feces and food waste, prevent soiling of the dogs and cats contained in the primary enclosures, to reduce disease hazards, insects, pests and odors.

(**Wash downs in the whelping room have a heavy accumulation of mineral deposits, organic material, stains and other debris.

**Floors under the enclosures in the adult room have accumulation of urine and feces soaked wood shavings.

**The mechanical scraping blade has a caked on accumulation of shavings, organic material and fur.)

3.11 (c)

- Keep premises where housing facilities are located, including buildings and surrounding grounds clean and in good repair to protect the animals from injury, facilitate husbandry practices, reduce or eliminate breeding and living areas for rodents and other pests and vermin.

(Several adult enclosures have heavy accumulation of dust, dirt, cob webs and other organic material inside the enclosures.)

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS Official.

APHIS OFFICIAL (Name and Title) C [REDACTED] Deputy Administrator, AC	OFFICE ADDRESS: 4700 River Road, Riverdale, MD 20737
SI [REDACTED] DATE ISSUED JAN 10 2012	TELEPHONE NO. AC (301) 734-4980
FOR PERSONAL SERVICE - RECEIVED BY: (Name and signature)	DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:
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